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UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON  
PORTLAND DIVISION

DISABILITY RIGHTS OREGON;  
METROPOLITAN PUBLIC DEFENDERS  
INCORPORATED; and A.J. MADISON,

Plaintiffs,

v.

PATRICK ALLEN, in his official capacity as  
Director of Oregon Health Authority; and  
DOLORES MATTEUCCI, in her official  
capacity as Superintendent of the Oregon State  
Hospital,

Defendants,

and

LEGACY EMANUEL HOSPITAL & HEALTH  
CENTER d/b/a UNITY CENTER FOR  
BEHAVIORAL HEALTH; LEGACY HEALTH

**NOTICE OF APPEAL**

Case No.: 3:02-cv-00339-MO (Lead Case)

SYSTEM; PEACEHEALTH; and  
PROVIDENCE HEALTH & SERVICES –  
OREGON,

Intervenors.

JAROD BOWMAN; and JOSHAWN  
DOUGLAS SIMPSON,

Plaintiffs,

v.

DOLORES MATTEUCCI, Superintendent of the  
Oregon State Hospital, in her individual and  
official capacity; PATRICK ALLEN, Director of  
the Oregon Health Authority, in his individual  
and official capacity,

Defendants,

and

LEGACY EMANUEL HOSPITAL & HEALTH  
CENTER d/b/a UNITY CENTER FOR  
BEHAVIORAL HEALTH; LEGACY HEALTH  
SYSTEM; PEACEHEALTH; and  
PROVIDENCE HEALTH & SERVICES –  
OREGON,

Intervenors.

Case No.: 3:21-cv-01637-MO (Member Case)

LEGACY EMANUEL HOSPITAL & HEALTH  
CENTER d/b/a UNITY CENTER FOR  
BEHAVIORAL HEALTH; LEGACY HEALTH  
SYSTEM; PEACEHEALTH; PROVIDENCE  
HEALTH & SERVICES – OREGON; and ST.  
CHARLES HEALTH SYSTEM, INC.

Plaintiffs,

v.

PATRICK ALLEN, in his official capacity as  
Director of Oregon Health Authority,

Defendant.

Case No.: 6:22-cv-01460-MO (Member Case)

Notice is hereby given in the above-captioned case numbered 6:22-cv-01460-MO (which was consolidated in the United States District Court for the District of Oregon with the above-captioned cases numbered 3:02-cv-00339-MO and 3:21-cv-01637-MO, *see* ECF 16, 6:22-cv-01460-MO; ECF 315, 3:02-cv-00339-MO) that the plaintiffs Legacy Emanuel Hospital & Health Center d/b/a Unity Center for Behavioral Health, Legacy Health System, PeaceHealth, Providence Health & Services - Oregon, and St. Charles Health System, Inc. (collectively, “Health Systems”) appeal to the United States Court of Appeals for the Ninth Circuit from the Opinion and Order (ECF No. 88, 6:22-cv-01460-MO; ECF 395, No. 3:02-cv-00339-MO), signed May 25, 2023 and entered in this action by the Honorable Michael W. Mosman on May 30, 2023; the Judgment (ECF No. 90, No. 6:22-cv-01460-MO), entered in this action by the Honorable Michael W. Mosman on May 30, 2023; and the Order (ECF 101, No. 6:22-cv-01460-MO; ECF 420, No. 3:02-cv-00339-MO), entered in this action by the Honorable Michael W. Mosman on July 13, 2023, in and for the United States District Court for the District of Oregon.<sup>1</sup>

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<sup>1</sup> This Notice of Appeal is timely under Federal Rule of Appellate Procedure 4 because it is filed 11 days after the Court entered the Order on July 13, 2023 disposing of Health Systems’ motion to alter or amend the judgment under Federal Rule of Civil Procedure 59 and motion for relief under Rule 60, which Health Systems’ filed on June 26, 2023, less than 28 days after the Court entered the Judgment on May 30, 2023. *See* Fed. R. App. P. 4(a)(4)(A)(iv), (vi).

DATED: July 24, 2023

Respectfully submitted,

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**REPRESENTATION STATEMENT**

Pursuant to 9th Cir. R. 3-2, the following Representation Statement identifies all parties to the actions along with the names, addresses, and telephone numbers of their respective counsel:

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